

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

BRANDON SMIETANA, SKYCOIN GLOBAL )  
FOUNDATION LIMITED, a Singapore )  
Company, and SYMBOLIC ANALYTICS INC., )  
a Delaware Corporation, )

Plaintiffs, )

v. )

BRADFORD STEPHENS, AARON KUNSTMAN, )  
JOEL WAYNE CUTHRIELL, MORGEN PECK, )  
CATHERINE BYERLY, ADVANCE MAGAZINE )  
PUBLISHERS, INC., d/b/a THE NEW )  
YORKER, and UNKNOWN INDIVIDUALS )  
AND COMPANIES, )

Defendants. )

Case No. 24-cv-08617

Honorable John Robert Blakey

**NOTICE OF MOTION**

PLEASE TAKE NOTICE that on June 18, 2025 at 11:00 a.m., or as soon thereafter as counsel may be heard, the undersigned counsel shall appear before the Honorable Judge John Robert Blakey presiding over Courtroom 1203 of the United States District Court for the Northern District of Illinois, Eastern Division, Everett McKinley Dirksen United States Courthouse, 219 South Dearborn Street, Chicago, Illinois 60604, and then and there present **Defendant Catherine Byerly's Motion to Dismiss Third Amended Complaint Pursuant to Rule 12(b)(6).**

Respectfully submitted,

/s/ Anthony F. Scarpiniti

**Cole Sadkin, LLC**

Dean Barakat (ARDC No. 6255594)

Anthony F. Scarpiniti (ARDC No. 6342607)

1652 W. Belmont Ave., Ste. 1

Chicago, Illinois 60657

(312) 548-8610

[dbarakat@colesadkin.com](mailto:dbarakat@colesadkin.com)

[ascarpiniti@colesadkin.com](mailto:ascarpiniti@colesadkin.com)

*Counsel for Defendant Catherine Byerly*

**CERTIFICATE OF SERVICE**

I hereby certify that on June 11, 2025, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system which will send a notice of electronic filing to all counsel of record.

*/s/ Anthony F. Scarpiniti*